

PATENT



ATTORNEY DOCKET NO. ALBA 001.01 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Alex Battaglia, M.D. *et al.*

Serial No.: 10/053,313

Filed: January 18, 2002

Title: Gum Resin as a Carrier for Topical
Application of Pharmacologically Active
Agents

) Examiner: Theodore J. Criar

) Art Unit: 1617

) INFORMATION DISCLOSURE
) STATEMENT

Mail Stop DD

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is hereby submitted in accordance with 37 CFR 1.98 and pursuant to Applicant's continuing duty under 37 CFR 1.56 to bring any information which may be material to patentability of this application to the Examiner's attention.

Applicant makes no representation that a complete search has been conducted by the Applicant, or that there is not possibly more relevant art. Applicant also makes no representation that the information submitted herewith is in fact material.

The subject application is believed patentable over any of the above references.

CERTIFICATE OF EXPRESS MAILING

EV 118111543 45
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June 23, 2003
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Respectfully submitted,

Dated:

June 20, 2003

Barbara Rae-Venter

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In re application of: Alex Battaglia, M.D. *et al.*) Examiner: Theodore J. Criares
Serial No.: 10/053,313) Art Unit: 1617
Filed: January 18, 2002)
Title: Gum Resin as a Carrier for Topical) INFORMATION DISCLOSURE
Application of Pharmacologically Active) STATEMENT TRANSMITTAL
Agents)

Mail Stop DD
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

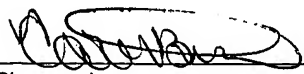
Transmitted herewith is:

- ☒ An Information Disclosure Statement.
- ☒ A PTO-1449 Form.
- ☒ Copies of references A1-2 D8-13 as listed on the PTO-1449 Form.
- ☒ An International Search Report.
- ☒ Return postcard (postage prepaid).

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(Signature)
Carrie Bucher
(Printed Name)

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1. ☐ This Information Disclosure Statement is filed before the later of:
 - ☐ three months from the filing date of this national application;
 - ☐ three months from the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application; or
 - ☐ the mailing date of a first office action on the merits.

☐ In accordance with 37 C.F.R. § 1.97(b), no fee is required.
2. ☒ This Information Disclosure Statement is filed after the events noted in paragraph 2, but before either:
 - (1) a final action under 37 C.F.R. § 1.113; or
 - (2) a Notice of Allowance under 37 C.F.R. § 1.311.

☒ In accordance with 37 C.F.R. § 1.97(c) also enclosed is:

 - ☒ a fee under 37 C.F.R. § 1.17(p) in the amount of \$180.00; or
 - ☐ a certification as stated below.
3. ☐ This Information Disclosure statement is filed before the payment of the issue fee, but after either:
 - (1) a final action under 37 C.F.R. § 1.113; or
 - (2) a Notice of Allowance under 37 C.F.R. § 1.311.

☐ In accordance with 37 C.F.R. § 1.97(d) also enclosed is:

 - (1) A certification, as stated below;
 - (2) A Petition requesting consideration of the Information Disclosure Statement; and
 - (3) The petition fee set forth in 37 C.F.R. § 1.17(i)(1) in the amount of \$130.00.

Certification

The undersigned also states:

- ☐ Each item of information contained in the Information Disclosure Statement cited herein was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing date of this Information Disclosure Statement; or
- ☐ No item of information contained in the Information Disclosure Statement submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of this Information Disclosure Statement.

TOTAL FEES: \$180.00

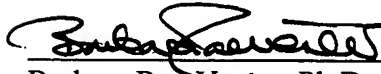
- ☒ A check including the amount of the above-indicated TOTAL FEES is attached.
- ☐ Please charge Deposit Account No. 18-0020 in the amount of \$[FILL IN AMOUNT].
- ☐ A check in the amount of \$[FILL IN AMOUNT] is attached.
- ☐ No fee is required.
- ☒ The Commissioner is hereby authorized to charge any underpayment of the following fees associated with this communication, including any necessary fees for extension of time, or credit any overpayment to Deposit Account No. 18-0020.
- ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17.
- ☒ A duplicate copy of this sheet is attached for accounting purposes.

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Respectfully submitted,

Dated: June 20, 2003



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